

UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

In re

Case No.

Debtor(s)

NOTICE OF MOTION TO MODIFY AUTOMATIC STAY  
NOTICE OF PRELIMINARY HEARING

NOTICE IS HEREBY GIVEN that \_\_\_\_\_ has filed a motion to modify the automatic stay on \_\_\_\_\_ on which the movant claims to hold a secured debt in the amount of \$ \_\_\_\_\_. A copy of the motion and attached proof of perfection are on file in the Bankruptcy Clerk's office.

NOTICE IS FURTHER GIVEN that a preliminary hearing on the motion to modify automatic stay will be held at \_\_\_\_\_ o'clock \_\_.m, on \_\_\_\_\_ (date) \_\_\_\_\_, in \_\_\_\_\_ (location) \_\_\_\_\_. Counsel for the movant and any party with an objection or response to the motion must appear at the preliminary hearing prepared to make their representations and legal argument to the Court. Parties will not be required to produce fact or expert evidence and testimony unless the Court otherwise orders upon the request of a party.

NOTICE IS FURTHER GIVEN that failure of the debtor's counsel or debtor (if pro se) to appear at the preliminary hearing may result in the Court granting the relief requested without further hearing.

DATE:

SAMUEL L. KAY, Clerk  
U. S. Bankruptcy Court

By: \_\_\_\_\_  
Deputy Clerk